



PATENT APPLICATION

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

NABKEL et al.

Serial No.: 09/842,581

Filed: April 25, 2001

Confirmation No.: 7728

Atty. File No.: 1849 (42059-01300)

For: "METHOD AND SYSTEM FOR
DYNAMIC MESSAGE REGISTRATION BY
A SERVICE CONTROLLER"

) Group Art Unit: 2155


) Examiner: Kevin T. Bates

Do Not

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<p style="text-align: center;">CERTIFICATE OF MAILING</p> <p>I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 ON AUGUST 9, 2005.</p> <p style="text-align: center;">MARSH FISCHMANN & BREYFOGLE, LLP</p> <p>BY:  MAUREEN SILEO</p>

RESPONSE AFTER FINAL

Commissioner for Patents
P.O. Box 1450
Mailstop AF
Alexandria, VA 22313-1450

Dear Sir:

The Applicant submits this Response to address the Final Office Action having a mailing date of May 24, 2005. Although no fees are due for filing this Response, please charge any fees deemed necessary to Deposit Account No. 50-1419.

In the Office Action mailed May 24, 2005, the Examiner rejected claims 1, 3-29 and 31-56 under the judicially created doctrine of double patenting. The Applicant submits herewith a terminal disclaimer in accordance with 37 C.F.R. § 1.321(c). The Examiner also rejected claims 1-10, 13-38, and 41-58 under 35 U.S.C. § 102(b) as being anticipated by U.S. Patent No. 5,610,972 (issued Mar. 11, 1997; hereinafter "Emery"). The Examiner also rejected claims 11, 12, 39, and 40 under 35 U.S.C. § 103(a) as being unpatentable over Emery in view of U.S. Patent No. 5,721,825 (issued Feb. 24, 1998; hereinafter "Lawson"). The Applicant respectfully traverses each of the Examiner's rejections and submits the following arguments.